In paper 6, paragraph 4, claim 1 was rejected under 35 USC § 112, first paragraph. Applicant respectfully traverses. From the specification, page 5, lines 11-14: "Figure 2 illustrates a DCB 200 in accordance with the invention. The proposed standard specifies a standard header. The header contains three information items: (1) a DCB ID number (202), (2) an Unknown Content Descriptor Actions (UCDA) area (204), and (3) a vendor ID (206)." In the specification, page 8, starting at line 21, a specific UCDA (part of the header) is described, consistent with the set of bits specified in claim 1.

In paper 6, paragraph 4, claim 1 was characterized as containing "new matter." Applicant respectfully traverses. Claim 1 in the present application is original claim 5 in the parent application and has never been amended. The claims are part of the specification, and as such, an unamended claim filed with the original application, by definition, cannot be "new matter".

In paper 6, paragraph 7, claim 1 was rejected under 35 USC § 102(b) as allegedly anticipated by U.S. Patent Number 4,827,462 (Flannagan). Applicant respectfully traverses.

In claim 1, the first element specifies a data area that includes information for control of access. Nothing in Flannagan describes or suggests control of access. Flannagan deals with directory structures, but not with control over reading, writing, etc. The examiner cites Flannagan figure 2, disk 20, data sector 0 to data sector 2. The cited text does not describe a data area that includes information for control of access.

In claim 1, the second element specifies a data storage medium comprising a set of bits, each bit corresponding to a form of control for access to the entire data storage medium. The examiner cites Flannagan, figure 6, data structure 128 with control access DCB-ID 176. (citing column 13, line 15 to column 14, line 60). Nowhere in the cited text is there any teaching or suggestion of a set of bits, each bit corresponding to a form of control for access to the entire data storage medium. There is no reference to a set of bits, each bit corresponding to a form of control of access, and there is no reference to a set of bits, each bit corresponding to a form of control of access to the entire storage medium.

This application is considered to be in condition for allowance and such action is earnestly solicited.

Respectfully submitted,

by ___A. W. Winfield___
Augustus W. Winfield
Reg. No. 34,046

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Fort Collins, CO 80528-9599
(970)-898-3142